

Message

From: Hicks, Matt [Hicks.Matthew@epa.gov]
Sent: 12/16/2020 1:42:52 PM
To: Gettle, Jeaneanne [Gettle.Jeaneanne@epa.gov]; McGill, Thomas [McGill.Thomas@epa.gov]; Palmer, Leif [Palmer.Leif@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Creswell, Michael [Creswell.Michael@epa.gov]
Subject: FW: 404 Programmatic Agreement- Digital Signature
Attachments: RTC for NHPA 12152020.pdf

FYI. I coordinated my response with Leif before sending. We may want to move FL SHPO to the end of the routing order to give them more time to review the RTCs.

From: Hicks, Matt
Sent: Wednesday, December 16, 2020 8:40 AM
To: 'Parsons, Timothy A.' <Timothy.Parsons@dos.myflorida.com>; Aldridge, Jason H. <jason.aldridge@dos.myflorida.com>
Subject: RE: 404 Programmatic Agreement- Digital Signature

Good morning Tim.

1. Attached is EPA's response to comments received from all the consulting parties during the NHPA 106 consultation process. We hope to route the PA for Florida SHPO's signature this morning.
2. Any comments that the Florida SHPO submits with the executed copy of the PA will be part of EPA's administrative record but we do not agree to include the comment letter as an attachment to the PA.

Thanks and please give me a call if you have any questions.

Matt

Matthew L. Hicks
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EPA Region 4
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Atlanta, Georgia 30303
404-562-9670
hicks.matthew@epa.gov

From: Parsons, Timothy A. <Timothy.Parsons@dos.myflorida.com>
Sent: Wednesday, December 16, 2020 7:06 AM
To: Hicks, Matt <Hicks.Matthew@epa.gov>; Aldridge, Jason H. <jason.aldridge@dos.myflorida.com>
Subject: RE: 404 Programmatic Agreement- Digital Signature

Matt,

We can probably accommodate that. I do have two questions.

- When can we expect to see EPA's responses to tribal and ACHP comments? It would be unusual for us, as signatories, to execute a Section 106 PA without the lead federal agency having providing responses. I don't wish to sound critical, but the EPA has not established a foundation of good will with federally recognized tribes during this consultation process. Pushing forward with execution prior to providing substantive responses to

their comments will exacerbate that disconnect and potentially lead to future consultation issues under this PA and the OA.

- I wish to include a comment letter along with our executed copy of the PA, and request that it be appended to the PA as part of the final document distributed to signatories and consulting parties after execution. Can you let me know how EPA will facilitate that if we execute using a digital/certificate based method?

Thank you,
Tim

Timothy A. Parsons, Ph.D.
Division Director | State Historic Preservation Officer
Division of Historical Resources | Florida Department of State
500 South Bronough Street | Tallahassee, Florida 32399
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From: Hicks, Matt <Hicks.Matthew@epa.gov>
Sent: Tuesday, December 15, 2020 7:22 PM
To: Parsons, Timothy A. <Timothy.Parsons@dos.myflorida.com>; Aldridge, Jason H. <Jason.Aldridge@dos.myflorida.com>
Subject: 404 Programmatic Agreement- Digital Signature

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Tim and Jason,

Does Florida SHPO have the ability to sign agreements via a certificate-based digital signature?

Thanks,

Matt

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